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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 96700/736

First Inventor

Martin S. Pavelka, Jr.

Title

UNMARKED DELETION MUTANTS OF
MYCOBACTERIA AND METHODS OF USING SAME

Express Mail Label No.

EL565810575US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 40]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 3]
5. Oath or Declaration [Total Pages 3]
- a. ☐ Newly executed (original or copy)
Copy from a prior application (37 CFR 1.63 (d))
- b. ☒ (for continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231**ACCOMPANYING APPLICATION PARTS**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35
or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No. 09, 350,047

Prior application information:

Examiner James Martinell

Group Art Unit, 1633

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS☐ Customer Number or Bar Code Label

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or



Correspondence address below

Name

Craig J. Arnold

Address

Amster, Rothstein & Ebenstein

90 Park Avenue

City

New York

State

New York

Zip Code

10016

Country

USA

Telephone

(212) 697-5995

Fax

(212) 286-0854

Name (Print/Type)

Craig J. Arnold

Registration No. (Attorney/Agent)

34,287

Signature

Date

February 28, 2002

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AMSTER, ROTHSTEIN & EBENSTEIN

ATTORNEYS AT LAW

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90 PARK AVENUE

NEW YORK, NEW YORK 10016

TELEPHONE: (212) 697-5995

FACSIMILE: (212) 286-0854

NEAL L. ROSENBERG
DENISE A. LINDENAUER
NANCY M. DODDERIDGE
PATRICK BOLAND*
TREBOR LLOYD
JOSEPH M. CASINO
JOHN S. ECONOMOU
MICHAEL V. SOLOMITA
HOLLY PEKOWSKY
MICHAEL P. KENNEY
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NATALIE BOGDANOS
MARC J. JASON
ELIE H. GENDLOFF, PH.D*
*NOT ADMITTED IN NEW YORK

MORTON AMSTER
JESSE ROTHSTEIN (RETIRED)
DANIEL S. EBENSTEIN
PHILIP H. GOTTFRIED
MICHAEL J. BERGER
NEIL M. ZIPKIN
ANTHONY F. LO CICERO
KENNETH P. GEORGE
ABRAHAM KASDAN, PH.D.
IRA E. SILFIN
CHESTER ROTHSTEIN
CRAIG J. ARNOLD

SENIOR COUNSEL

CHARLES R. MACEDO
MARK J. ROSENBERG
KENNETH M. BERNSTEIN

OF COUNSEL

JERRY DAINOW

February 28, 2002

via Express Mail

Assistant Commissioner for Patents
Washington, D.C. 20231

Box Patent Application

Re: Rule 1.53(b) Continuation Application of
U.S. Patent Application No. 09/350,047
Title: UNMARKED DELETION MUTANTS OF MYCOBACTERIA
AND METHODS OF USING SAME
Applicants: Martin S. Pavelka, Jr. and William R. Jacobs, Jr.
Our File: 96700/736

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Date of Deposit: February 28, 2002

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deposited with the United States Postal Service "Express
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the Commissioner for Patents, Washington, D.C. 20231.

Name: Craig J. Arnold

Signature: Craig J. Arnold

Dear Sir:

Pursuant to 37 C.F.R. § 1.53(b), enclosed please find a Continuation
Application for patent in the names of S Martin S. Pavelka, Jr. and William R. Jacobs, Jr.,
including the following:

1. Utility Patent Application transmittal sheet (1 page);
2. a copy of the prior application including specification (37 pages),
claims (2 pages), abstract (1 page), drawings (3 sheets);
3. a copy of the Declaration and Power of Attorney as originally filed
in the parent application (3 pages); and
4. return receipt postcard.

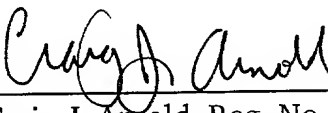
February 28, 2002

Please acknowledge receipt of the enclosed papers by stamping the enclosed post card and returning the same to us.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN
Attorneys for Applicants
90 Park Avenue
New York, New York 10016
(212) 697-5995

Dated: February 28, 2002
New York, New York

By 
Craig J. Arnold, Reg. No. 34,287

10067487-022802